House File 2437 - Introduced

HOUSE FILE 2437
BY MASCHER

A BILL FOR

- 1 An Act relating to the operations of certain entities
- 2 established to provide joint emergency response
- 3 communications services and including effective date and
- 4 applicability provisions.
- 5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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- 1 Section 1. Section 29C.9, subsection 6, Code Supplement 2 2011, is amended to read as follows:
- 6. a. The commission shall determine the mission of its
- 4 agency and program and provide direction for the delivery of
- 5 the emergency management services of planning, administration,
- 6 coordination, training, and support for local governments
- 7 and their departments. The commission shall coordinate its
- 8 services in the event of a disaster.
- 9 b. The commission may also provide joint emergency response
- 10 communications services through an agreement entered into
- 11 under chapter 28E. The board or governing body of an entity
- 12 created under chapter 28E to provide joint emergency response
- 13 communications services shall only include individuals who
- 14 are elected public officials currently holding office within
- 15 the area being provided such communications services. The
- 16 membership of the board or governing body of such an entity
- 17 shall not be the same membership as the certifying board for
- 18 all or any portion of the entity's budget or for any property
- 19 tax levy from which the entity receives funding. All tax
- 20 levies and expenditures of such an entity shall be subject to
- 21 the provisions of chapter 24, and, prior to approval of the
- 22 budget by the certifying board, each public agency that is
- 23 a party to the agreement under chapter 28E that is not the
- 24 certifying board for the budget or levy shall approve the
- 25 proposed budget by resolution. The proposed budget of such an
- 26 entity is, however, subject to modification by the political
- 27 subdivision that is the certifying board for the entity's
- 28 budget and property tax levy.
- 29 Sec. 2. IMPLEMENTATION. This Act shall not be construed to
- 30 invalidate the creation of or the actions taken by an entity
- 31 created under chapter 28E to provide joint emergency response
- 32 communications services prior to the effective date of this
- 33 Act.
- 34 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
- 35 immediate importance, takes effect upon enactment.

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Sec. 4. APPLICABILITY. This Act applies to entities
created under chapter 28E to provide joint emergency response
communications services before, on, and after the effective
date of this Act.

EXPLANATION 5 6 Current Code section 29C.9(6) allows a county emergency 7 management commission to provide joint emergency response 8 communications services through an agreement entered into 9 under Code chapter 28E. This bill provides that the board or 10 governing body of an entity created under Code chapter 28E 11 to provide joint emergency response communications services 12 shall only include individuals who are elected public officials 13 currently holding office within the area being provided such 14 communications services. The bill provides that the board or 15 governing body of such an entity shall not be the certifying 16 board for all or any portion of the entity's budget or for any 17 property tax levy from which the entity receives funding. 18 bill also provides that the tax levies and expenditures of such 19 an entity are subject to the provisions of Code chapter 24, 20 and, prior to approval of the proposed budget by the certifying 21 board, each public agency that is a party to the agreement 22 under Code chapter 28E that is not the certifying board 23 for the budget or levy shall approve the proposed budget by 24 resolution. The proposed budget of such an entity is subject 25 to modification by the political subdivision that is the 26 certifying board for the entity's budget and property tax levy. 27 The bill takes effect upon enactment and applies to entities 28 created under Code chapter 28E to provide joint emergency 29 response communications services before, on, and after the 30 effective date of the bill. The bill shall not be construed to invalidate the creation of 31

32 or the actions taken by an entity created under Code chapter
33 28E to provide joint emergency response communications services
34 prior to the effective date of the bill.

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